IN THE HIGH COURT OF BOMBAY AT GOA
WRIT PETITION NO.50 OF 2006

Shri Shaikh Yacub Muzawar,
since deceased, through LRs:
Shri Abbas S.Y. Muzawar & Anr. .... Petitioners
Vs.
Shri Shrinivas Ramnath Pai,
since deceased, through LRs:
Mrss. Jayanti Pai & Ors. .... Respondents

Shri Rohit Bras De Sa for the Petitioners.
Shri P.S. Rao for the Respondents.

CORAM: R.M.S. KHANDEPARKAR, J.

DATED: FEBRUARY 23, 2006

P.C:

Though various points are sought to be raised in the petition, in the course of the hearing of the petition, only point which was canvassed was regarding the inconvenience faced by the petitioners in vacating the premises at this stage and, therefore, need for extension of time to vacate the premises. This Court had initially granted three months time while disposing the writ petition on 15-9-2005 and thereafter, at the request of the petitioners in Miscellaneous Civil Application No.943 of 2005, by order dated 13-12-2005, after taking into consideration all the aspects of the matter, further time of two months was granted with specific observation that

> "The petitioners are granted further two months time from today to hand over vacant possession of the suit house to the respondents without fail. It is made clear that no further extension shall be granted for this purpose."

Obviously, the Court had made it very clear that there will not be any further extension regarding the time to vacate the premises. In my considered opinion, there is no case made out for grant of any further extension and the petitioners were fully informed that no further extension would be available to them to vacate the premises. In the circumstances, the petition fails and is rejected.

(R.M.S.Khandeparkar,J.)

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